

TERMINATION OF CONTRACT FOR PRIVATE REDEVELOPMENT

THIS TERMINATION OF CONTRACT FOR PRIVATE REDEVELOPMENT (“Termination”) is executed and delivered as of the ____ day of _____, 2022, by and between the West St. Paul Economic Development Authority, a Minnesota public body corporate and politic (“EDA”), the City of West St. Paul, a Minnesota municipal corporation (“City”) and KTJ 339, LLC, a Minnesota limited liability company (“Developer”).

Subject to the terms and conditions hereafter stated and based on the representations, warranties, covenants, agreements and recitals herein contained, the City recites as follows:

RECITALS

WHEREAS, the EDA, City and Developer entered into a Contract for Private Redevelopment dated November 22, 2021 (“Development Agreement”); and

WHEREAS, the EDA, City and Developer mutually desire to terminate the Development Agreement.

NOW, THEREFORE, the EDA, City and Developer hereby confirm and terminate the following:

1. The Development Agreement is hereby terminated and released.
2. The Property is hereby released from the Development Agreement.

[The remainder of this page was intentionally left blank.]

IN WITNESS WHEREOF, the undersigned has executed this Release as of the day and year first written above.

**EDA:
WEST ST. PAUL ECONOMIC DEVELOPMENT AUTHORITY**

By: _____
David J. Napier
Its: President

By: _____
Nathan Burkett
Its: Executive Director

STATE OF MINNESOTA)
) ss.
COUNTY OF DAKOTA)

The foregoing instrument was acknowledged before me this ____ day of _____, 2022 by David J. Napier and Nathan Burkett, the President and Executive Director respectively, of the West St. Paul Economic Development Authority, a public body corporate and politic organized and existing under the Constitution and laws of Minnesota, on behalf of the EDA.

Notary Public

**CITY:
CITY OF WEST ST. PAUL**

By: _____
David J. Napier
Its: Mayor

By: _____
Nathan Burkett
Its: City Manager

STATE OF MINNESOTA)
) ss.
COUNTY OF DAKOTA)

The foregoing instrument was acknowledged before me this ____ day of _____, 2022 by David J. Napier and Nathan Burkett, the Mayor and City Manager respectively, of the City of West St. Paul, a Minnesota municipal corporation organized and existing under the Constitution and laws of Minnesota, on behalf of the City.

Notary Public

**DEVELOPER:
KTJ 339, LLC**

By: _____
Dave Scott, Vice President

STATE OF MINNESOTA)
) ss.
COUNTY OF _____)

On this ____ day of _____, 2022, before me a Notary Public within and for said County, personally appeared Dave Scott, who being by me duly sworn, did say that he is the Vice President of KTJ 339, LLC, a Minnesota limited liability company named in the foregoing instrument, and that it was signed on behalf of said corporation and acknowledged said instrument to be the free act and deed of the company.

Notary Public